

HINSHAW

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September 5, 2007

VIA FACSIMILE 914-390-4179

Hon. Stephen C. Robinson
United States District Court
United States Courthouse
300 Quarropas Street., Room 633
White Plains, New York 10610

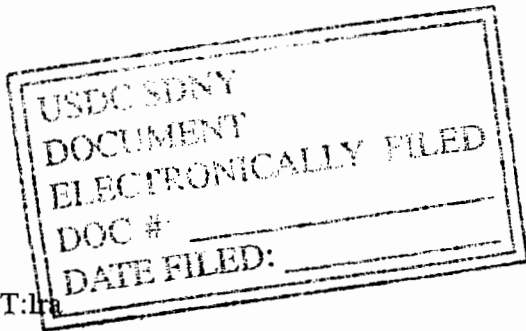
MEMO ENDORSED

Re: *McCormick & Co., Inc. v. Kari-Out Club, LLC t/a Kari-Out Co.*
Index Number: 7:07-CV-07244-SCR

Dear Judge Robinson:

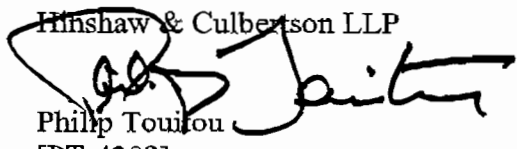
We have recently entered an Appearance on behalf of Perk-Up, Inc., incorrectly sued as Kari-Out Club, LLC t/a Kari-Out Co., in the above matter. Defendant's response to Plaintiff's Complaint is due today, September 5, 2007. We are requesting the Court's approval for an extension of time, up to and including September 26, 2007, for Defendant to respond to Plaintiff's Complaint. Plaintiff's counsel has consented to the granting of this request.

Very truly yours,

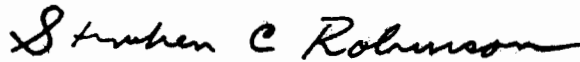


PT:lra

Hinshaw & Culbertson LLP


Philip Touitou
[PT-4302]

cc: Stephanie Vogel (212) 884-8695
David H. Bamberger (202) 689-7425

APPLICATION GRANTED

HON. STEPHEN C. ROBINSON